

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE DECLARING THAT A PARCEL OF APPROXIMATELY 0.118 ACRES OF CITY-OWNED PROPERTY WEST OF MCLELLAN AVENUE AT EDWARDS AVENUE SURPLUS TO THE NEEDS OF THE CITY IS NOT NEEDED FOR NOR ADAPTABLE TO THE NEEDS OF THE CITY, APPROVING AN AGREEMENT FOR ITS SALE TO THE SANTA CLARA VALLEY WATER DISTRICT IN THE AMOUNT OF \$157,000, AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE DOCUMENTS NECESSARY TO IMPLEMENT THE AGREEMENT AND COMPLETE THE TRANSACTION

WHEREAS, Section 4.20.020 of the San Jose Municipal Code authorizes the City Council to declare City-owned real property surplus to the needs of the City and to authorize the sale or exchange of such surplus property; and

WHEREAS, the City owns a parcel comprising approximately 0.118 acres described below that is no longer needed for no adaptable to municipal purposes; and

WHEREAS, the sale of this City parcel in accordance with the Municipal Code as it may be amended from time to time will result in significant public benefits including revenues from the sale, and relief of any maintenance responsibilities by the City,

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:

- A. The parcel shown on Exhibit A attached hereto is declared surplus to the needs of the City.
- B. The agreement for the sale of the parcel to the Santa Clara Valley Water District in the amount of \$157,000 is approved.
- C. The Director of Public Works is authorized to execute documents necessary to implement the Agreement and complete the transaction.

ADOPTED this _____ day of _____, 2009, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

Chuck Reed
Mayor

ATTEST:

Lee Price, MMC
City Clerk

EXHIBIT A

